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5 **UNITED STATES DISTRICT COURT**
6 **DISTRICT OF NEVADA**

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8 MICHAEL REEVES,)

9 Plaintiff(s),)

10 vs.)

11 STATE OF NEVADA, *et al.*,)

12 Defendant(s).)
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3:04-cv-0716-RLH-VPC

ORDER

14 Before this Court is the Report and Recommendation of United States Magistrate
15 Judge (#64, filed December 18, 2007), entered by the Honorable Valerie P. Cooke, regarding
16 Defendants' Motion to Dismiss (#47). No objection was filed to Magistrate Judge Cooke's Report
17 and Recommendation of United States Magistrate Judge in accordance with Local Rule IB 3-2 of
18 the Rules of Practice of the United States District Court for the District of Nevada, and the matter
19 was submitted for consideration.


20 The court has conducted a *de novo* review of the record in this case in accordance
21 with 28 U.S.C. §636(b)(1)(B) and (C) and Local Rule IB 3-2 and determines that the Report and
22 Recommendation of Magistrate Judge Cooke should be accepted and adopted.

23 IT IS THEREFORE ORDERED that Magistrate Judge's Report and Recommenda-
24 tion (#64, entered December 18, 2007) is AFFIRMED and ADOPTED, Defendants' Motion to
25 Dismiss is GRANTED.

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1 IT IS FURTHER ORDERED that in the event Plaintiff chooses to file an amended
2 complaint, it must be filed within fifteen (15) days of the filing of this Order.

3 Dated: January 22, 2008.

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6 **ROGER L. HUNT**
7 Chief U.S. District Judge
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